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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 JASON KINSFATHER,

9 Plaintiff,

10 v.

11 PIERCE COUNTY et al.,

12 Defendants.
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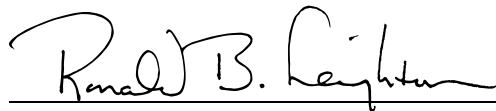
No. 09-5129RBL/JRC

ORDER ADOPTING REPORT AND
RECOMMENDATION

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15 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.
16 Richard Creatura, objections to the Report and Recommendation, [Dkt. #21], and the remaining
17 record, does hereby find and ORDER:

- 18 (1) The Court adopts the Report and Recommendation;
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20 (2) Defendant Pierce County's motion to dismiss for failure to state a claim is
GRANTED. This defendant is dismissed from this action **WITH PREJUDICE.**
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22 (3) The Clerk is directed to send copies of this Order to plaintiff, and to the Hon. J.
Richard Creatura.

23 DATED this 24th day of July, 2009.

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26 RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE